

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re Application of  
**Zucherman et al.**

Serial No.: **10/790,561**

Filed: **March 1, 2004**

For: **Spinous Process Implant with Tethers**

Docket No: **5910-169**

PATENT PENDING

Examiner: Jerry L. Cumberledge

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Mail Stop AF  
Commissioner for Patents  
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**CERTIFICATE OF MAILING OR TRANSMISSION [37 CFR 1.8(a)]**

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4 February 2009

Date

Cora Federnock

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- ☒ electronically submitted via EFS-Web

**RESPONSE TO FINAL OFFICE ACTION**

This paper is being filed in response to the Final Office Action mailed 23 December 2008. Reconsideration is respectfully requested in light of the amendments and/or remarks below. While no fees should be required for entry of this response, if any fees or charges are required, the Commissioner is hereby authorized to charge them to Deposit Account 18-1167.